

Murray City Municipal Council Chambers Murray City, Utah

The Municipal Council of Murray City, Utah, met on Tuesday, the 5th day of July 2005 at 6:30 p.m., for a meeting held in the Murray City Council Chambers, 5025 South State Street, Murray, Utah.

Roll Call consisted of the following:

Krista Dunn,	Council Chair
Pat Griffiths,	Council Member
Jim Brass,	Council Member
Robbie Robertson,	Council Member
Jeff Dredge,	Council Member - Conducted

Others who attended:

Daniel Snarr,	Mayor
Jan Wells,	Chief of Staff
Frank Nakamura,	City Attorney
Shannon Huff Jacobs,	Council Director
Carol Heales,	City Recorder
Dale Whittle,	Human Resources Director
Doug Hill,	Director, Public Service
Scott Stanger,	City Engineer
Brenda Scharman,	Cameo College of Essential Beauty
Jim Paraskeva,	Hamlet Homes
Chris & Kari Tarbet,	Public Hearing
Sheila Johnson,	Murray Education Foundation
Sallie Young,	The Murray Journal
Boy Scouts,	Troops #1003 & #439
Murray Citizens	

Jeff Dredge conducted meeting.

A. OPENING CEREMONIES

1. Opening Ceremonies

a. Pledge of Allegiance

Aaron Brinkerhoff

2. Approval of Minutes

Ms. Griffiths made a motion to approve minutes of June 14, 2005 with changes.

Ms. Dunn 2nd the motion.

All ayes.

Mr. Dredge had each Boy Scout introduce themselves and let the audience know which merit badge they are working on. Scout Troops #439 & #1003 were present.

- a. Special Recognition of Scott Stanger from the American Public Works Association - Utah Chapter, and presentation of Award.

Staff Presentation: Doug Hill

Mr. Hill stated about two months ago the American Public Works Association held their annual awards banquet. Mr. Stanger was scheduled to attend that meeting to receive the Meritorious Service Award. As everyone knows Mr. Stanger underwent open heart surgery and had some other complications resulting from that surgery and was unable to be present to accept that award. In talking with Ms. Jacobs and the Mayor, we thought it would be befitting to present this award to Mr. Stanger tonight in person. As you know Mr. Stanger has worked for Murray City for 29 years, has worked in the public sector for 31 years and during that time has made tremendous contributions to Murray City and has seen it grow from a cow pasture town to an urban metropolitan that it is today.

Mr. Stanger has also served on the Board of Directors for the American Public Works Association and has been National Delegate for six of those past years. As a delegate, Mr. Stanger has been involved in many, not only local but regional and national issues that benefitted Murray City. Mr. Hill presented the award and stated on behalf of the American Public Works Association, but more importantly on behalf of Murray City offer our appreciation for Mr. Stanger's service.

Mr. Stanger thanked Mr. Hill for this presentation, and said it mean a lot to him. He would have liked to have been there at the presentation, but he has enjoyed the City support in participating in the Public Works Association over all of these many years.

Mr. Dredge thanked Mr. Stanger for all of his good work.

Ms. Griffiths congratulated Mr. Stanger and thanked him for his dedicated service to the City. Mr. Stanger and herself became acquainted as they worked together in the Engineering Department about 27 years ago, and said it is nice to see him back and hoped he was doing well.

b. Presentation of the Mayor's "Hope of the Future" Essay Award Winners.

Mayor Snarr noted at the beginning of the Mayor's administration, which was about 7-1/2 years ago, he implemented an initiative called "In the School." His staff and he developed a presentation in which he would visit schools, Elementary, Jr. High and High Schools. Their commitment was to develop a program based on the learning abilities and interest of Murray students. Our goal was simply to increase student awareness of local government, community growth and to help teach students how they can individually contribute to our community by being exemplary citizens.

This past April as part of the presentation, along with of the League of Cities and Town's, where they had a special poster, we presented a Power Point slide show to 6th grade students. It contains cartoon referring to municipal services divided by our city. The colorful poster illustrated a fire station, a court house, kids playing in the park and many other municipal services. Students excitedly raised their hands to identify the services. It was a fun way to interact with the students and introduce city services. The students were highly motivated by the fact that with the right answer they got a piece of candy.

Mayor Snarr continued, the important thing here is our students in Murray really know their city. After he made a presentation at Grant Elementary School, a teacher came up to him and noted she had taught at two other school districts and taught and this was her 2nd year at Murray School District, Grant Elementary School. She said these kids know their City, they can tell you all about it. Either the teachers are doing a good job or parents are doing a good job or maybe the community leaders are sharing their knowledge with them, but they know their information. The Mayor noted he had given this presentation to these students in the 3rd grade, but they added some variations to it.

The Mayor said he always ends his presentation by challenging students to a contest. The longest running contest has been an essay contest for the 6th graders. It is the Hope of the Future Award. The students select one of three topics and submit their essay to the Mayor's office. The entries are judged and a winner is chosen to receive the Murray City Hope of the Future Award. This year there were over 100 applicants submitting essays. The essays were read and judged by individuals in his office. Content was judged on how well the writer related to the question they chose to write about, and how well the writer was familiar with Murray City amenities.

Finally, the essays were judged for positive tone, and grammar. This year all three winners chose to write on “Why Being a Murray Citizen is Important to Me.” Their essays were simply incredible. The Mayor said this award presentation is one of the highlights of his job, and he loves to congratulate and honor the hard work of every student who submitted an essay. Most of all he enjoyed meeting and honoring these students who he believes will be guiding our City, County, y, State, City, and Country. He always felt deeply committed to the youth of the day who he believes are the stewards of tomorrow.

Mayor Snarr continued, he has participated in the Youth Fire and Police Cadet Programs. They are wonderful and all the credit for those two programs go to the Police Chief, the Fire Chief and members of the Police and Fire Department who help youths involved in the program. In addition, we are very active in our City in promoting the D.A.R.E Program. The Mayor added he enjoys attending the D.A.R.E Graduation and listening to the essays of the students there as well.

The “In the School” program has been a supportive program connecting with young residents with local government. It is one way to plant the seeds of ownership and responsibility over the community we all call home.

Mayor Snarr announced the winners of the essay contest:

1 st .	Anna Bentz	Longview Elementary
	Lennyx Hatch	Longview Elementary (honorable mention)
2 nd	Madison Mahoskey	Liberty Elementary

Mayor Snarr wanted to thank Sam’s Club and Costco. He went to Sam’s and Costco and asked if they could donate to our wonderful students. They said they would be absolutely thrilled to do so. Then the Mayor went to a good friend of his who has always been willing to help donate money to a worthy cause. He is the General Manager of Lagoon, who donated tickets to Lagoon. The Mayor noted they have a gift packet for each student.

The students read their essays.

B. CITIZEN COMMENTS (Comments are limited to 3 minutes unless otherwise approved by the Council.)

None

C. CONSENT AGENDA

1. Consider confirmation of the Mayor’s reappointment of Lynda Jeppeson to the Civil Service Commission for a term expiring June 30, 2008.

2. Consider confirmation of the Mayor's appointment of Mary Claire Huber as a member-at-large of the Library Board of Directors for a term expiring June 30, 2008.
3. Consider confirmation of the Mayor's reappointment of Morris Haggerty to the Library Board of Directors representing District 1 for a term expiring June 30, 2008.
4. Consider confirmation of the Mayor's appointment of Linda Jessop to the Library Board of Directors representing District 3 for a term expiring June 30, 2008.
5. Consider confirmation of the Mayor's reappointment of Lee Jackson to the Library Board of Directors representing District 4 for a term expiring June 30, 2008.
6. Consider confirmation of the Mayor's appointment of Karen Sutherland to the Library Board of Directors representing District 5 for a term expiring June 30, 2008.
7. Consider confirmation of the Mayor's reappointment of Robert Parry to the Personnel Advisory Board for a term expiring June 30, 2008.
8. Consider confirmation of the Mayor's reappointment of Jeffrey L. Jensen to the Personnel Advisory Board for a term expiring June 30, 2008.
9. Consider confirmation of the Mayor's reappointment of Val Shuey to the Personnel Advisory Board for a term expiring June 30, 2008.
10. Consider confirmation of the Mayor's appointment of Linda Scott to the Personnel Advisory Board to fill the unexpired term of Ellen Jones which expires on June 20, 2006.
11. Consider confirmation of the Mayor's reappointment of Janice Evans to the Shade Tree and Beautification Commission for a term expiring June 30, 2008.

Ms. Griffiths made a motion to approve the appointments and reappointments which have just been read.

Mr. Robertson 2nd the motion.

Call Vote Recorded by Ms. Heales

AYE/NAY

A Ms. Griffiths
A Ms. Dunn
A Mr. Dredge
A Ms. Robertson
A Ms. Brass

Motion passed unanimously.

Mr. Dredge asked if any of the appointee's or re-appointee's are in the audience, if so would they stand.

Ms. Griffiths said she was quite impressed with the resume's of these fine people who are willing to serve our community.

Mr. Robertson noted the amazing resume's. He added he has known Linda Scott for years and said how fortunate we are to have her serve.

D. PUBLIC HEARING(S)

Public Hearing #1036

6:45 P.M.

**Consider a Resolution approving the
appropriation of
Economic Development Funds
for the Cameo College of Essential Beauty**

- a. Staff and sponsor presentations, public comment and discussion prior to Council action on the following matter:

Consider a Resolution approving the appropriation of Economic Development Funds for the Cameo College of Essential Beauty.

Sponsor: **Brenda Scharman, 707 Rockwood , North Salt Lake, UT**

Ms. Scharman noted, Murray is a great city. She had her business in Salt Lake for 20 years, and she has not had the type of interaction with Salt Lake as she has had so far with Murray, recognizing the short time she has worked with Murray. Her plans are to move her current business from Salt Lake to Murray. Ms. Scharman said they had a wonderful groundbreaking ceremony about a month ago and the only thing that could of made that rainy day a little more memorable is if the 1" hail balls would had moved in from Tooele. As of today have footings and hopefully soon foundation walls.

Staff Presentation: Mayor Snarr noted the City is requesting the amount of money he requested in his budget.

Mr. Nakamura noted this is the last step in the Economic Development Fund appropriation process. There had to be a determination by the Public Services Department as to the benefit to the City and also by the Finance Department as to the financial and economic benefit to the City. Both departments have provided that information to the Council. The monies are for infrastructure, curb, gutter, and sewer line relocation which are appropriate reasons for the use of Economic Development Funds.

PUBLIC COMMENT

None

PUBLIC HEARING CLOSED

- b. Council consideration of the above matter to follow Public Hearing.

Mr. Brass made a motion to approve the resolution for the appropriation of Economic Development Funds for the Cameo College of Essential Beauty, \$18,575.50.

Ms. Dunn 2nd the motion

Call Vote Recorded by Ms. Heales

AYE/NAY

A Mr. Robertson
A Mr. Brass
N Ms. Griffiths
A Ms. Dunn
A Mr. Dredge

Motion passed unanimously.

**Public Hearing #1037
7:00 P.M.**

**Consider a Resolution approving
the appropriation of Economic Development
Funds for the Hamlet Development Corporation.**

- a. Staff and sponsor presentations, public comment and discussion prior to Council action on the following matter:

Consider a Resolution approving the appropriation of Economic Development Funds for the Hamlet Development Corporation.

Presentor: Jim Paraskeva, 308 East 4500 South

Mr. Paraskeva stated Hamlet Homes is currently under construction with a 105 unit town homes development at 250 West and 4800 South. It is a redevelopment area that we hope to see develop into a much larger redevelopment area of Murray in conjunction with the development of the hospital. There are 105 units with 1800 square foot total per unit. There are ten homes sold to date. There will be a model home ready to show in October and all ten of the homes sold so far have been sold *owner occupied*.

Hamlet Homes is asking for assistance with the completion of a storm drain line on 4800 South. They will do onsite retention in the central common area for their project, but there isn't anywhere to connect into in the public street.. 1,000 feet of storm line, from 3rd west down under the freeway, and is required to connect into the existing storm drain line at 5th West. That will benefit all of the other businesses along 4800 South will benefit.

PUBLIC COMMENT

PUBLIC HEARING CLOSED

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- b. Council consideration of the above matter to follow Public Hearing.

Ms. Dunn made a motion to consider a Resolution approving the appropriation of Economic Development Funds for the Hamlet Development Corporation.

Mr. Robertson 2nd the motion.

Call Vote Recorded by Ms. Heales

AYE/NAY

A Mr. Robertson
A Mr. Brass
N Ms. Griffiths
A Ms. Dunn
A Mr. Dredge

Motion passed unanimously.

Ms. Griffiths clarified why she voted nay on both requests. She stated for the record that she is not an advocate of providing financial incentives for development that will probably occur without the incentive which is a provision and is part of our ordinance. She explained she has difficulty singling out which businesses we give assistance to and which ones we don't.

We have a great community here, and with the amenities we have to offer and the location of our community in the valley. Both are assets and Ms Griffiths added create a natural draw without having to offer financial incentives.

Public Hearing #1038

7:15 p.m.

**Consider an Ordinance relating to zoning;
amends the Zoning Map for property
located at 6298 South 900 East, Murray City,
Utah from A-1 (Agricultural District) to
R-N-B (Residential Neighborhood
Business District) (Chris & Kari Tarbet)**

- a. Staff and sponsor presentations, public comment and discussion prior to Council action on the following matter:

Consider an Ordinance relating to zoning; amends the Zoning Map for property located at 6298 South 900 East, Murray City, Utah from A-1 (Agricultural District) to R-N-B (Residential Neighborhood Business District) (Chris & Kari Tarbet)

Staff Presentation: Dennis Hamblin

Mr. Hamblin noted this is an item which was reviewed by the Planning and Zoning Commission on June 2, 2005 of this year. It revolves around property on the west side of 9th East in the Wheeler Farm Area. The property in question is on the west side of the Wheeler Farm Property with the A-1 zone and the owners are requesting that it go from the Agricultural 1 area zone to a R-N-B zone, a Residential Neighborhood Business, which was recently adopted as part of zoning qualified by the City Council.

The Planning Commission's recommendation was passed giving a favorable recommendation of 4 to 0 vote that this be changed to a mixed use zone.

PUBLIC COMMENT

None

PUBLIC HEARING

- b. Council consideration of the above matter to follow Public Hearing.

Ms. Griffiths made a motion to change zone from A-1 to R-N-B at the property address of 6298 South 9th East.

Ms. Dunn 2nd the motion.

Ms. Dunn likes this new option for the City. We have had some really tough areas in the City, streets that once were small town streets are now major thoroughfares, they are very tough to live one. But we also don't like big business encroaching into our neighborhoods. She continued, the R-N-B zoning is really a great option. For us as a City, it lets small businesses sit in neighborhoods and help buffer that big City feel on busy streets.

Call Vote Recorded by Ms. Heales

AYE/NAY

 A Mr. Robertson
 A Mr. Brass
 A Ms. Griffiths
 A Ms. Dunn
 A Mr. Dredge

Motion passed unanimously.

**Public Hearing #1042
7:30 p.m.
Consider a Resolution waiving
Golf Cart Rental Fees
for a non-profit entity pursuant
to Section 10-8-2 of the Utah Code.**

- a. Staff and sponsor presentations, public comment and discussion prior to Council action on the following matter:

Consider a Resolution waiving Golf Cart Rental Fees for a non-profit entity pursuant to Section 10-8-2 of the Utah Code.

Sponsor: Doug Hill

Mr. Hill noted we have waived fees for the past six years. Murray Education Foundation has requested that we waive the cost of the golf carts which is approximately \$1,200, then they will pay green fees to reserve the golf course. We see this as a win-win situation, because we get a lot of golfers down there that are paying green fees while at the same time it provides an opportunity for Murray Education Foundation to raise some additional funds which go towards Teacher Scholarships, etc.

Ms. Sheila Johnson, Murray Education Foundation, noted they really appreciate Murray City's support in the past. This will be the 7th Annual Golf Tournament and over the past six years their tournament has raised \$72,000 which has gone directly to teacher grants. The foundation has awarded more than 300 teacher grants. This has been a worthy cause and a good thing to be involved in. Ms. Johnson passed out brochures about this years tournament.

Ms. Dunn asked Ms. Johnson to consider letting golfers tee off other than from the professional tees.

Mr. Brass noted the foundation had hoped to break even the first year but the foundation mad money the first year and have made money every year, a substantial amount of money.

PUBLIC COMMENT

Ms. Griffiths asked Mr. Hill how much revenue is generated through the green fees.

Mr. Hill noted be \$2,200 is paid in green fees.

Mr. Hill noted golf carts are \$1,200.

PUBLIC HEARING CLOSED

- b. Council consideration of the above matter to follow Public Hearing.

Mr. Brass made a motion to approve a Resolution waiving Golf Cart Rental Fees for a non-profit entity pursuant to Section 10-8-2 of the Utah Code.

Mr. Robertson 2nd the motion.

Call Vote Recorded by Ms. Heales

AYE/NAY

A Mr. Robertson
A Mr. Brass
A Ms. Griffiths
A Ms. Dunn
A Mr. Dredge

Motion passed unanimously

E UNFINISHED BUSINESS

None scheduled.

F. NEW BUSINESS

1. Consider an Ordinance enacting Chapter 2.66 of the Murray City Municipal Code relating to Criteria and Procedures Governing the Records Practices of the City.

Staff Presentation: Frank Nakamura, City Attorney

Mr. Nakamura stated this was an Ordinance which his office prepared, essentially it incorporates and clarifies the City's Procedures and Practices. It does not changes the Records Practices, although it does incorporate some of the recent amendments enacted by the Utah 2005 Utah Legislature. It parallels Utah Law, the Government Records Access and Management Act and other provisions. There is a specific provision in state law that governs accident reports, this ordinance is an effort to consolidate into one ordinance, all of these various State and Federal provisions and court rules partly for reference by the City work force.

It is the same as the Appeals Process which is in place now, simply codification of our practices and clarification of these existing practices. It does incorporate some of the changes that the Utah Legislature had made, although not a major impact on our practices.

Ms. Dunn noted we have a GRAMA request form, this just clarifies it more.

Ms. Dunn made a motion to adopt Ordinance enacting Chapter 2.66 of the Murray City Municipal Code relating to Criteria and Procedures Governing the Records Practices of the City.

Ms. Griffiths 2nd the motion.

Call Vote Recorded by Ms. Heales.

AYE/NAY

 A Mr. Robertson
 A Mr. Brass
 A Ms. Griffiths
 A Ms. Dunn
 A Mr. Dredge

Motion passed unanimously.

2. Consider a Resolution approving the “Consolidation of Polling Locations Plan” requested by the Salt Lake County Clerks Office, Elections Division, to consolidate and use the same polling precincts for both municipal and county elections.

Staff Presentation: Carol Heales, City Record

Ms. Heales stated the resolution before you tonight is a request to consolidate polling locations and use the at the same location for County Elections and Municipal Elections. This consolidation is especially important knowing the new voting equipment will be used for the 2006 elections.

Another reason for this resolution was to address polling location accessibility. The County did an audit of all the polling locations and found a couple of polling locations in Murray which were not accessible. In the memo which Ms. Heales added, in a memo presented to the Council she outlined which polling locations were recommended being changed. With the approval of the resolution Ms. Heales noted it will complete the agreement we have with Salt Lake County for running the elections for us this fall.

Ms. Dunn noted they have Universal Auto Sales now.. Universal Auto Sales is at 5501 South State Street. McMillan Elementary is accessible from the front of the building but not from the back of the building. Handicap parking stall is on a slant and it isn’t safe.

Mr. Brass asked Ms. Heales to check with the County on the Fire Department on 4800 South . Ms. Heales noted she would do that.

Ms. Griffith made a motion to adopt a Resolution approving the “Consolidation of Polling Locations Plan” requested by the Salt Lake County Clerks Office, Elections Division, to consolidate and use the same polling precincts for both municipal and county elections.

Mr. Brass 2nd the motion.

Call Vote Recorded by Ms. Heales

AYE/NAY

 A Mr. Robertson
 A Mr. Brass
 A Ms. Griffiths
 A Ms. Dunn
 A Mr. Dredge

Motion passed unanimously.

Mayor Snarr asked Ms. Heales if the County contracts with Universal Auto Sales to use their facility?

Ms. Heales stated yes and the County pays \$35.00 per polling location, per election.

G. MAYOR

1. Report

- ✓ Progress has been made on the new Rose Garden. They were pulled off to go work on the batting cages because they are trying to get them wrapped up before they have the tournament. Next week they will go back to the Rose Garden. It should be completed around September.
- ✓ By the end of next week IHC hopes to finish the 15 story patient/nursing tower. They are putting up the exterior steel sheeting on which they will attach the exterior facade. They are a little bit behind, but they feel that they can make up for lost time. The wind has really played a negative impact on that operation. It hits a certain knot and they have to pull the big crane down.
- ✓ One of the things they are trying to work aggressively on is the parking lot. They have two water wagons going over there now to try to keep the dust down.
- ✓ The parade was a great success. The sweeping trucks were out Sunday. All of our employees deserve a round of applause for the extra work they did to make sure the parade came off very successfully.

2. Questions of the Mayor

- ✓ Ms. Dunn noted she had not seen that many people for Fun Days in many years. She does not know what brought them out this year, but people where she was had a great time. The fireworks were nice.
- ✓ Mr. Dredge suggested that Mr. Robertson get a 5K tee shirt. He ran all the way down the parade route.
- ✓ Ms. Griffiths noted it was a great day and the weather cooperated, but there was one little thing that dampened the spirits of some of the people who were watching fireworks. In the overflow area on the rugby field, when the fireworks began, the sprinklers also began.
- ✓ Ms. Griffiths noted that she has had a lot of complaints over the past few weeks ago about code enforcement. The Council needs to do something to make our code enforcement more effective. Having said that she recommended that we either have a retreat, and invite some speakers in. We need to find a way to be more effectively deal with the code enforcement in our City.

- ✓ At the League of Cities and Towns Meeting, a representative of Sandy gave an excellent presentation telling how they administer their program so that they can deal with the problems more expeditiously and she would highly recommend that we do that. Ms. Griffiths said she does not know of anything that frustrates citizens more than to work hard on their yards, keep them in immaculate condition and have their next door neighbor have weeds almost to the fence and the weeds dry and germinate and spread to the other properties. We just have to find some way to deal with these problems.
- ✓ Ms. Griffiths wanted to express appreciation to Mr. Nakamura for the memo regarding the Eminent Domain decision by the Supreme Court and would like to express her personal opinion that we as City Leaders consider this option as the very, very, very last resort.
- ✓ Ms. Griffiths noted she was quite saddened with the retirement of Sandra Day O'Connor on the Supreme Court Bench. She has been fantastic, the first woman to serve on the Supreme Court and she has done a fabulous job and has been a great representative of women throughout the country. Watching the television programs about her judicial career impressed Ms. Griffiths. Her votes have been a great influence in our Country.
- ✓ Mr. Robertson wanted to congratulate the Mayor for using one good color guard. is enough and it doesn't confuse people watching the parade.

H. ADJOURNMENT

Recorded by: Carol Heales, City Recorder